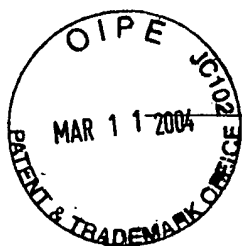


Date: March 8, 2004



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Luis De Taboada et al.  
Appl. No. : 10/682,379  
Filed : October 9, 2003  
For : DEVICE AND METHOD FOR  
PROVIDING PHOTOTHERAPY  
TO THE BRAIN  
Examiner : Unknown  
Group Art Unit : 3739

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

March 8, 2004

(Date)

  
Bruce S. Itchkawitz, Reg. No. 47,677

## TRANSMITTAL LETTER

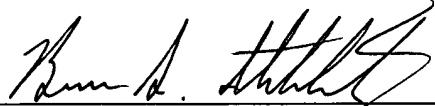
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) An Information Disclosure Statement.
- (X) A PTO Form 1449 listing seventy-four (74) references, with copies of eight (8) references.
- (X) Return prepaid postcard.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.

  
Bruce S. Itchkawitz  
Registration No. 47,677  
Attorney of Record  
Customer No. 20,995  
(949) 760-0404

**INFORMATION DISCLOSURE STATEMENT**

Applicants : Luis De Taboada et al.  
App. No. : 10/682,379  
Filed : October 9, 2003  
For : DEVICE AND METHOD FOR PROVIDING  
PHOTOTHERAPY TO THE BRAIN  
Examiner : Unknown  
Group Art Unit : 3739

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

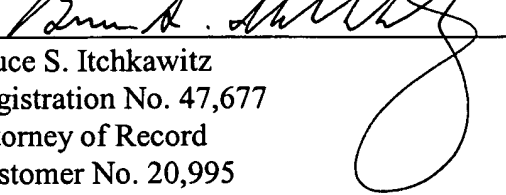
Enclosed is form PTO-1449 listing seventy-four (74) references. Copies of disclosed U.S. patents and/or publications are not included pursuant to PTO waiver of the requirement under 37 C.F.R. § 1.98(a)(2)(i) for applications filed after June 30, 2003. Copies of other references, if listed, are enclosed.

This Information Disclosure Statement is being filed before the receipt of a first Office Action on the merits, and presumably no fee is required in accordance with 37 C.F.R. § 1.97(b)(3). If a first Office Action on the merits was mailed before the mailing date of this Statement, the Commissioner is authorized to charge the fee set forth in 37 C.F.R. § 1.17(p) to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 3/8/04

By:   
Bruce S. Itchkawitz  
Registration No. 47,677  
Attorney of Record  
Customer No. 20,995  
(949) 760-0404

FORM PTO-1449

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.  
ACULSR.005CP1APPLICATION NO.  
10/682,379INFORMATION DISCLOSURE STATEMENT  
BY APPLICANTAPPLICANT  
Luis De Taboada et al.FILING DATE  
October 9, 2003GROUP  
3739

(USE SEVERAL SHEETS IF NECESSARY)

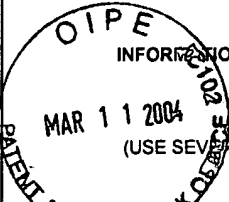
## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
	1	3,735,755	05/29/73	Eggleton			
	2	3,810,367	05/14/74	Peterson			
	3	4,315,514	02/16/82	Drewes et al.			
	4	4,343,301	08/10/82	Indech			
	5	4,798,215	01/17/89	Turner			
	6	4,846,196	07/11/89	Wiksell et al.			
	7	4,951,653	08/28/90	Fry et al.			
	8	4,966,144	10/30/90	Rochkind et al.			
	9	5,029,581	07/09/91	Kaga et al.			
	10	5,037,374	08/06/91	Carol			
	11	5,054,470	10/08/91	Fry et al.			
	12	5,259,380	11/09/93	Mendes et al.			
	13	5,267,294	11/30/93	Kuroda et al.			
	14	5,358,503	10/25/94	Bertwell et al.			
	15	5,401,270	03/28/95	Müller et al.			
	16	5,441,495	08/15/95	Liboff et al.			
	17	5,445,146	08/29/95	Bellinger			
	18	5,464,436	11/07/95	Smith			
	19	5,501,655	03/26/96	Rolt et al.			
	20	5,511,563	04/30/96	Diamond			
	21	5,540,737	07/30/96	Fenn			
	22	5,580,550	12/03/96	Gough et al.			
	23	5,580,555	12/03/96	Schwartz			
	24	5,601,526	02/11/97	Chapelon et al.			
	25	5,616,140	04/01/97	Prescott			
	26	5,627,870	05/06/97	Kopecky			
	27	5,640,978	06/24/97	Wong			

EXAMINER

DATE CONSIDERED

\*EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED, INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. ACULSR.005CP1	APPLICATION NO. 10/682,379
 <p>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p> <p>(USE SEVERAL SHEETS IF NECESSARY)</p>		APPLICANT Luis De Taboada et al.	
		FILING DATE October 9, 2003	GROUP 3739

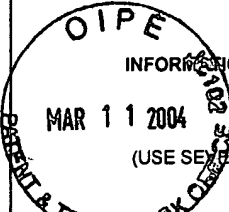
## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
	28	5,755,752	05/26/98	Segal			
	29	5,954,762	09/21/99	Di Mino et al.			
	30	5,983,141	11/09/99	Sluijter et al.			
	31	5,989,245	11/23/99	Prescott			
	32	6,033,431	03/07/00	Segal			
	33	6,042,531	03/28/00	Holcomb			
	34	6,063,108	05/16/00	Salansky et al.			
	35	6,112,110	08/29/00	Wilk			
	36	6,117,128	09/12/00	Gregory			
	37	6,129,748	10/10/00	Kamei			
	38	6,149,679	11/21/00	Di Mino et al.			
	39	6,156,028	12/05/00	Prescott			
	40	6,179,771 B1	01/30/01	Mueller			
	41	6,198,958 B1	03/06/01	Ives et al.			
	42	6,210,317 B1	04/03/01	Bonlie			
	43	6,214,035 B1	04/10/01	Streeter			
	44	6,221,095 B1	04/24/01	Van Zuylen et al.			
	45	6,267,780 B1	07/31/01	Streeter			
	46	6,273,905 B1	08/14/01	Streeter			
	47	6,290,714 B1	09/18/01	Streeter			
	48	6,312,451 B1	11/06/01	Streeter			
	49	6,344,050 B1	02/05/02	Chen			
	50	6,358,272 B1	03/19/02	Wilden			
	51	6,365,285 B1	03/26/02	Wey			
	52	6,379,295 B1	04/30/02	Woo			
	53	6,395,016 B1	05/28/02	Oron et al.			
	54	6,397,107 B1	05/28/02	Lee et al.			

EXAMINER

DATE CONSIDERED

\*EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED, INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  INFORMATION DISCLOSURE STATEMENT BY APPLICANT (USE SEVERAL SHEETS IF NECESSARY)	ATTY. DOCKET NO. ACULSR.005CP1	APPLICATION NO. 10/682,379
	APPLICANT Luis De Taboada et al.	
	FILING DATE October 9, 2003	GROUP 3739

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
	55	6,402,678 B1	06/11/02	Fischell et al.			
	56	6,421,562 B1	07/16/02	Ross			
	57	6,443,974 B1	09/03/02	Oron et al.			
	58	6,443,978 B1	09/03/02	Zharov			
	59	6,471,716 B1	10/29/02	Pecukonis			
	60	6,514,220 B2	02/04/03	Melton, Jr. et al.			
	61	6,537,304 B1	03/25/03	Oron			
	62	2001/0044623 A1	11/22/01	Chen			
	63	2002/0068927 A1	06/06/02	Prescott			
	64	2002/0087205 A1	07/04/02	Chen			
	65	2002/0123781 A1	09/05/02	Shanks et al.			
	66	2002/0198575 A1	12/26/02	Sullivan			

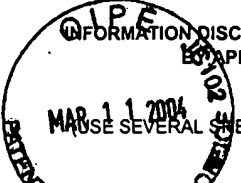
## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	67	DE 32 00 584 A1	07/21/83	Germany				
	68	JP 04023634	02/10/92	Japan (Abstract)				
	69	WO 98/04321	02/05/98	PCT				
	70	WO 98/22573	05/28/98	PCT				
	71	WO 99/42178	08/26/99	PCT				

EXAMINER

DATE CONSIDERED

\*EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED, INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. ACULSR.005CP1	APPLICATION NO. 10/682,379
 <p>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p>		APPLICANT Luis De Taboada et al.	
		FILING DATE October 9, 2003	GROUP 3739

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)
	72 Karu, Tiina, <i>Mechanisms of Low Power Laser Light Action on Cellular Level, Effects of Low-Power Light on Biological Systems V</i> , Proceedings of SPIE, Vol. 4159 (2000), pp. 1-17.
	73 Tuchin, V., <i>Optical Properties of Tissues with Strong (Multiple) Scattering, Tissue Optics, Light Scattering Methods and Instruments for Medical Diagnosis</i> , SPIE Press, Bellingham, WA 20000 (2000), pp. 3-11.
	74 van Breugel, Ph.D., Hans H.F.I., et al., <i>Power Density and Exposure Time of He-Ne Laser Irradiation Are More Important Than Total Energy Dose In Photo-Biomodulation of Human Fibroblasts In Vitro, Lasers in Surgery and Medicine</i> (1992), Wiley-Liss, Inc., pp. 528-537.

H:\DOCS\BS\BSI-5401.DOC:sam  
030804

EXAMINER	DATE CONSIDERED
<p>*EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED, INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.</p>	